FILE COPY

FILED
DEC 6 1929
CHARLES ELMORE CROPLEY
CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 1928

Original No. [redacted] [redacted] 5, 12

STATE OF NEW JERSEY,
Plaintiff,
against
STATE OF NEW YORK and THE CITY OF NEW YORK,
Defendants.

MOTION FOR LEAVE TO PRESENT MEMORANDUM, AND MEMORANDUM, OF THE DEFENDANT STATE OF NEW YORK, ON THE PETITION OF THE COMMONWEALTH OF PENNSYLVANIA FOR LEAVE TO INTERVENE.

HAMILTON WARD,
Attorney General,
Solicitor for defendant State of New York.

IN THE

SUPREME COURT OF THE UNITED STATES

October Term, 1928 Original No. 17

STATE OF NEW JERSEY,
Plaintiff,
against
STATE OF NEW YORK and THE CITY OF NEW YORK,
Defendants.

MOTION FOR LEAVE TO FILE MEMORANDUM

Now comes the State of New York, by its Attorney General, and respectfully moves this Honorable Court for leave to present and file its memorandum in the above entitled cause upon the petition of the Commonwealth of Pennsylvania for leave to intervene herein.

HAMILTON WARD,
Attorney General,
Solicitor for the defendant State of New York.

IN THE

SUPREME COURT OF THE UNITED STATES

October Term, 1928 — Original No. 17

STATE OF NEW JERSEY,
Plaintiff,

against

STATE OF NEW YORK and THE CITY OF NEW YORK,
Defendants.

MEMORANDUM OF THE DEFENDANT STATE OF NEW YORK, ON THE PETITION OF THE COMMONWEALTH OF PENNSYLVANIA FOR LEAVE TO INTERVENE.

The defendant State of New York does not oppose the granting of the petition of the Commonwealth of Pennsylvania for leave to intervene except in this respect that it respectfully suggests to this honorable Court that before granting that petition the Commonwealth of Pennsylvania should be required to state and to elect whether it desires to intervene herein as a party plaintiff or as a party defendant and to state clearly its position upon the issues herein.

HAMILTON WARD,
Attorney General,
Solicitor for the defendant State of New York.

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Office Supreme Court, U. S.
FILED
DEC 9 1929
CHARLES ELMORE CROPLEY
CLERK

IN THE

Supreme Court of the United States

October Term, 1929

No. [redacted] ORIGINAL [redacted]

STATE OF NEW JERSEY,
Plaintiff,

against

STATE OF NEW YORK and THE CITY OF NEW YORK,
Defendants.

Memorandum on Behalf of the Defendant, The City of New York, on Application of the Commonwealth of Pennsylvania for Leave to Intervene

The defendant, The City of New York, does not oppose the application of the Commonwealth of Pennsylvania for permission to intervene in this cause except to the extent of submitting that the said Commonwealth should only be permitted to intervene as a party plaintiff or party defendant, and should not be suffered to become a party herein, not definitely aligned as adverse to either the plaintiff or one or the other of the defendants.

Respectfully submitted,

ARTHUR J. W. HILLY,
Corporation Counsel,
Solicitor for the Defendant,
The City of New York.

J. JOSEPH LILLY,
Of Counsel.